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TO

Amend the Law as to the granting of New Licences for  
the Sale of Intoxicating Liquors in Ireland. A.D. 1902.

**B**E it enacted by the King's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows :

5     **1.** This Act shall extend to Ireland only, and may be cited as the New Licences (Ireland) Act, 1902. Applications and short title

2. From and after the *first day of January one thousand nine hundred and three* no licence shall be granted for the sale of intoxicating liquors for any premises, except by way of renewal of  
10 an existing licence, unless— Licences not to be granted except in certain cases.

(1) the applicant shall obtain the extinction or surrender of a licence or licences (for the sale of intoxicating liquors to be consumed on the premises) attached to premises within the same city, town, or petty sessions district, and valued under  
15 the Valuation Act at not less than—

*Thirty pounds* within the Dublin Metropolitan Police District and the County of the city of Belfast ;

*Twenty pounds* in any other county of a city, or parliamentary borough ; and

20     *Twelve pounds* in all other places.

Or unless—

(2) the applicant is some person nominated by and acting on behalf of a limited company (hereinafter referred to as "such company") of which the articles of association provide that—

25     (i) the shareholders shall receive not more than five per centum per annum on the capital subscribed ;  
(ii) the directors shall receive no remuneration for their services ;

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- (iii) the remuneration of the manager and other servants employed by such company shall not be dependent on the amount realised by the sale of intoxicating liquors during any definite period of time, as compared with the amount realised during any like period, or with any 5 amount taken as a standard; and
- (iv) the surplus net profits after making provision for (a) depreciation of assets, (b) a reserve fund for the redemption of capital, if the directors so decide, and (c) the aforesaid dividend to shareholders, shall be applied 10 towards extending the business of such company, and towards such objects of local or general utility as the directors may determine, provided that no portion of same shall be applied to the direct relief of rates, taxes, or assessments. 15

Renewals,  
transfers, or  
extensions  
not affected.

3. Nothing in this Act shall affect the renewal or transfer of licences, nor the grant or renewal of a licence in respect of licensed premises in which structural alterations have taken place with a view to rendering any existing licensed premises more suitable or commodious, nor the extension of a licence to include 20 any premises so altered or enlarged, nor the grant of a licence in lieu of a transfer of an existing licence when the Court of Quarter Sessions declares that there is a technical legal impediment to granting a transfer.

Definitions.

4. The expression "licence" shall not include a wholesale 25 beer dealer's licence, an occasional licence, a licence for a military canteen, a licence for a *bonâ fide* hotel valued at not less than *fifteen pounds*, nor any excise licence; and these and all other expressions in this Act, subject to the proviso hereinafter contained, shall have respectively the same meanings as in the Licensing 30 (Ireland) Acts, 1838 to 1901, and this Act shall be construed with the said Acts; provided that the expressions "limited company" and "articles of association" and all expressions in this Act referring to same shall have respectively the same meanings as in the Companies Acts, 1862 to 1900. 35



New Licences (Ireland)  
(No. 2).

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of New Licences for the Sale of  
Intoxicating Liquors in Ireland.

*Mr. O'Shea,*

*suggested by*

*Captain Presden, Mr. O'Mara, Mr. Joyce,*  
*Mr. Roche, and Mr. Balfour.*

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*Ordered, by The House of Commons, to be Printed,*  
*14 April 1902.*

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